S.B. Criminal Misc. Bail Application No.5097/2006
Date : 14.11.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. Suresh Kumbhat for the applicant.
Mr. Vishnu Kachhawaha, Public Prosecutor.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

After hearing learned counsel for the parties and taking into consideration the overall facts and circumstances of the present case and fact that the prosecutrix in her statement recorded under Section 161 Cr.P.C, has specifically stated that she was willing party for the intercourse, therefore, I deem it just and proper to enlarge the accused applicant on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that applicant Prakash Nath S/o Moti Nath shall be released on bail in CR No.266/2006

P.S. Sojat City, provided he executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

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